

IN THE UNITED STATES PATEN AND TRADEMARK OFFICE

Applicant: Adrian Ong

Patent No.: 5,970,020

Appl. No.: 09154,664

Issued: October 19, 1999

Filed : September 16, 1998

For: Controlling the Set Up of A Memory Address

**LOSS OF ENTITLEMENT TO SES AND
PETITION TO EXCUSE ERRORS IN SMALL ENTITY STATUS
AND ACCEPT PAYMENT OF FEES AS A LARGE ENTITY
UNDER 37 C.F.R. § 1.28(c)**

Mail Stop PETITION

Commissioner for Patents P.O.

Box 1450

Alexandria, VA 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.27(g)(2), the Patent Owner hereby informs the PTO that the above-identified patent is no longer eligible for small entity status.

Additionally, this is a petition under 37 C.F.R. § 1.28(c) to excuse errors in the inadvertent assertion of small entity status and to accept the payment of fees as a large entity for the above-identified patent.

37 C.F.R. § 1.28(c) provides a procedure as to how errors in small entity status are excused. If status as a small entity is established in good faith, and fees as a small entity are paid in good faith, in any application or patent, and it is later discovered that such status as a small entity was established in error, or that through error the Office was not notified of a loss of entitlement to small entity status as required by § 1.27(g)(2), the error will be excused upon compliance with the separate submission and itemization requirements of paragraphs (c)(1) and (c)(2) of 37 C.F.R. § 1.28(c), and the deficiency payment requirement of paragraph (c)(2) of this section:

(1) Any paper submitted under this paragraph must be limited to the deficiency payment (all fees paid in error), required by paragraph (c)(2) of this section, for one application or one patent; and

(2) The deficiency owed, resulting from the previous erroneous 10/21/2011 Dated Ent 0908821-5970020
be paid.

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37 C.F.R. § 1.28(c) also states that:

(i) The deficiency owed for each previous fee erroneously paid as a small entity is the difference between the current fee amount (for other than a small entity) on the date the deficiency is paid in full and the amount of the previous erroneous (small entity) fee payment. The total deficiency payment owed is the sum of the individual deficiency owed amounts for each fee amount previously erroneously paid as a small entity.

(ii) An itemization of the total deficiency payment is required.

The itemization must include the following information:

(A) Each particular type of fee that was erroneously paid as a small entity, (e.g., basic statutory filing fee, two-month extension of time fee) along with the current fee amount for a non-small entity;

(B) The small entity fee actually paid, and when;

(C) The deficiency owed amount (for each fee erroneously paid); and

(D) The total deficiency payment owed, which is the sum or total of the individual deficiency owed amounts set forth in paragraph (c)(2)(ii)(C) of this section.

The patent is no longer eligible for small entity status as of October 2011.

According to the requirements of paragraphs (c)(1) and (c)(2) of 37 C.F.R. § 1.28(c), the Patent Owner submits the following:

(1) This paper is submitted herein specifically for U.S. Patent No. 5,970,020 and is limited to the deficiency payment for this patent.

(2) The required payment of deficiency owed of \$2,365.00 as set forth in 37 C.F.R. § 1.28(c) is enclosed herewith.

Accordingly, the Patent Owner provides the calculation of the deficiency owed according to paragraph (i) and the itemization of deficiency payment according to paragraphs (ii)(A)-(D) as follows:

(A) Type of fee that that was erroneously paid as a small entity along with the current fee amount for a non-small entity:

(i) Current 11th Year Maintenance Fee for large entity: \$4,730.00 (Fee code 2553).

(B) The small entity fee actually paid and when:

(i) \$2,365.00 on October 17, 2011.

(C) The deficiency owed amount for fee erroneously paid:

(i) \$2,365.00 (\$4,730.00- \$2,365.00).

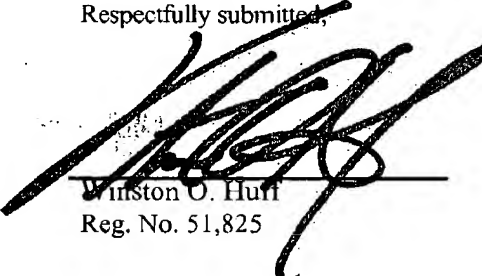
(D) The total deficiency payment owed: \$2,365.00.

Payment in the amount of \$2,365.00 is enclosed. The Commissioner is hereby authorized to charge any additional fees, or credit any overpayment, to charge card indicated on the accompanying form SB2038.

Winston Huff

Should the Deciding Official have any questions or comments regarding this matter, the undersigned may be contacted at the below-listed telephone number.

Respectfully submitted,



Winston O. Huff
Reg. No. 51,825

October 19, 2011
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USPTO - Maintenance Fee Statement (Patent Number: 5970020)

<https://ramps.uspto.gov/eram/getMaintFeesInfo.do?sessionId=...>[Return To](#)[USPTO Home Page](#)[Finance Online Shopping Page](#)**United States
Patent and
Trademark Office****Maintenance Fee Statement**

10/17/2011 03:59 PM EDT

Patent Number: 5970020**Customer Number:** 204COMPUTER PACKAGES, INC.
414 HUNGERFORD DRIVE
ROCKVILLE MD 20850

According to the records of the U.S. Patent and Trademark Office (USPTO), the maintenance fee and any necessary surcharge have been timely paid for the patent listed below. The "PYMT DATE" column indicates the payment date (i.e., the date the payment was filed).

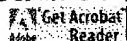
The payment shown below is subject to actual collection. If the payment is refused or charged back by a financial institution, the payment will be void and the maintenance fee and any necessary surcharge unpaid.

Direct any questions about this statement to: Mail Stop M Correspondence, Director of the USPTO, P.O. Box 1450, Alexandria, VA 22313-1450.

PATENT NUMBER	FEE AMT	SUR- CHARGE	PYMT DATE	APPLICATION NUMBER	U.S. PATENT ISSUE DATE	APPL. FILING DATE	PAYMENT YEAR	SMALL ENTITY?	ATTY DKT NUMBER
5,970,020	\$2,365.00	\$75.00	10/17/11	09/154,664	10/19/99	09/16/98	12	YES	G-LINK

Click [here](#) to obtain your Maintenance Fee Statement as a PDF.

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